#14733 (eff 10-21-26)

Readopt with amendment Fis 304.02, effective 6-3-16 (Document #11114), to read as follows:

Fis 304.02 General Requirements.

(a) A commercial grower whose land is open to public hunting, or falls into one of the exemptions in RSA 207:22-a, I(a)-(c), may make application for a pre-damage deer kill permit or a wildlife depredation permit for use in the protection of commercial crops, to the NH fish and game department.

(b) A commercial grower's land may be closed to hunting while the commercial grower, employees of the commercial grower, or the general public are actively managing or harvesting crops.

(c) The executive director shall request financial records if necessary to verify the commercial status of pre-damage deer kill permit and wildlife depredation permit applicants.

(d) Agents taking deer under the authority of a pre-damage deer kill permit or wildlife depredation permit shall not have been convicted of a fish and game hunting violation within the past 5 years in any state in the United States or Canadian province.

(e) Only persons currently licensed to hunt in New Hampshire shall be used as agents under pre-damage deer kill permits or the wildlife depredation permits except that airports may use designated airfield safety personnel that are not licensed to hunt.

(f) The taking of wildlife under a pre-damage deer kill permit or a wildlife depredation permit shall be as follows:

(1) Only rifles of a caliber greater than .22 caliber rimfire or shotguns loaded with a single ball or loose buckshot shall be used;

(2) Only bows with 40 lbs. pull or greater for deer or bear and 50 lbs. pull or greater for moose shall be used;

(3) Fixed blade broadheads not less than 7/8 of an inch or more than 1 ½ inches wide, or retractable broadheads not less than 7/8 of an inch wide when open shall be used;

(4) In towns restricted to weapon types pursuant to RSA 208:3, RSA 208:3-a, RSA 208:3-b, and RSA 208:3-c, only shotguns loaded with a single ball, muzzle-loading rifle, or bow and arrow shall be permitted, except that loose #00 or larger buckshot may be used in the towns listed in RSA 208:3; and

(5) Wildlife shall be taken during dates and times specified on the permit.

(g) The commercial grower or agent shall not sell wildlife or otherwise receive personal or monetary gain from the taking of wildlife under this section.

Readopt with amendment Fis 304.07, effective 6-3-16 (Document #11114), to read as follows:

Fis 304.07 Wildlife Control at Public Use Airports.

(a) Agents involved in wildlife control at a public use airport shall be designated by the current airport administrator.

(b) The current airport administrator or their agent may request the executive director to grant permission to take wildlife by documenting the presence of such wildlife on airport grounds and how such wildlife constitutes a threat to human safety and aircraft operations.

(c) The species and number of animals allowed to be taken shall be determined by the executive director or the director's staff based upon a review of the evidence submitted to support the threat to human safety and aircraft operations posed by the presence of the wildlife on airport grounds.

(d) Animals taken under this permit shall be reported to the local fish and game conservation officer within 24 hours by calling 271-3361 between the hours of 8 am and 4:30 pm, and as specified in Fis 304.05(g).

(e) Wildlife shall be allocated as provided in RSA 207:29.

Readopt with amendment Fis 307.03, effective 6-2-14 (Document #10619), amended 6-3-16 (Document #11114), and expired 6-2-24 in previously effective paragraph (b), to read as follows:

Fis 307.03 Baiting for Deer.

(a) Except as provided by Fis 301.031(c) and Fis 301.032, and in addition to the requirements of RSA 207:3-d and Fis 307.01 relative to the use of bait, deer taken by the aid and use of bait shall be subject to the following:

(1) The season for taking deer with the aid and use of bait in WMUs A through L shall open 21 days prior to the opening of the regular firearm deer season as specified in Fis 301.03(f) and close the third Wednesday in November;

(2) The season for taking deer with the aid and use of bait in WMU M shall open on September 15 and close December 15;

(3) The season for taking deer with the aid and use of bait for persons holding a permanently disabled veterans license as specified in RSA 214:13 or a license for certain permanently disabled persons as specified in RSA 214:13-c shall open on September 15 and close December 15, statewide; and

(4) A licensed New Hampshire hunting guide shall be allowed a maximum of 2 bait sites for private use and a maximum of 6 bait sites for commercial use.

(b) No person shall place bait for the purpose of attracting or taking deer prior to the season for taking deer with the aid and use of bait as specified in (a).

APPENDIX

Rule	State or Federal Statute the Rule Implements
Fis 304.02	RSA 206:10, I; RSA 207:22-a, I(a)-(c); RSA 207:22-c, III and RSA 207:26
Fis 304.07	RSA 206:10, I; RSA 207:22-c, III
Fis 307.03	RSA 206:10, I; RSA 207:3-d; RSA 208:2